

Tamara D. DeHaan, Esq., #113932  
LAW OFFICES OF TAMARA D. DeHAAN  
444 West C Street, Suite 350  
San Diego, CA 92101-3533  
Ph: (619) 544-0715  
Fax: (619) 544-1215

Attorney for Material Witness/es

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,	)	Crim. Case No. 08cr0212-JLS
	)	
Plaintiff,	)	NOTICE OF MOTION AND MOTION TO SET
	)	VIDEOTAPE DEPOSITION OF MATERIAL
v.	)	WITNESSES AND REQUEST FOR
	)	STATEMENT OF REASONS IN SUPPORT OF
BENNY LOPEZ, et al.,	)	CUSTODY
	)	
Defendants.	)	Hearing Date: June 5, 2008
	)	Time: 9:30 a.m.
	)	Magistrate Judge: Nita L Stormes

**TO KAREN HEWITT, UNITED STATES ATTORNEY, AND TO THE ATTORNEYS OF  
RECORD FOR BENNY LOPEZ AND JUAN JOSE AGUIREE-CRUZ, DEFENDANTS  
HEREIN:**

PLEASE TAKE NOTICE that on June 5, 2008, at 9:30 a.m., or as soon thereafter as counsel may be heard, material witnesses VICTOR MANUEL AYON-LIZARRAGA, CARLOS JODIN VILLEGAS-HERNANDEZ and RAMON SILVA-REYES (collectively, "Material Witnesses") by the through their counsel, Tamara D. DeHaan, will bring a motion for a court order to take videotaped depositions of the Material Witnesses.

**MOTION**

VICTOR MANUEL AYON-LIZARRAGA, CARLOS JODIN VILLEGAS-HERNANDEZ, and RAMON SILVA-REYES, by and through their counsel, Tamara D. DeHaan, Esq., and pursuant to 18 U.S.C. §§ 3142 and 3144, and Federal Rules of Criminal Procedure, Rule 15, hereby move this court

1 for an order to take their depositions by videotape, and release each of them at the conclusion of the  
2 depositions. If the court denies said motion, then it will be further requested that the U.S. Attorney  
3 provide the Material Witnesses with a Statement of Reasons in Support of Custody in accordance with  
4 Federal Rules of Criminal Procedure., Rule 46 (h)(1) and (2).

5 This motion is based upon this Notice, the Memorandum of Points and Authorities in Support  
6 thereof, the Declaration of Tamara D. DeHaan, Esq., the files and records in the above-entitled cause,  
7 and any and all other information that may be brought to the Court's attention prior to, or during, the  
8 hearing on this motion.

9 Respectfully submitted,

10  
11  
12 DATED: May 20, 2008

LAW OFFICES OF TAMARA D. DeHAAN

13  
14 By: /s Tamara D. DeHaan  
15 Tamara D. DeHaan  
16 Attorney for Material Witnesses  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28